IN THE HIGH COURT OF JUDICATURE FOR RAJASTHAN
BENCH AT JAIPUR
S.B. Civil Writ Petition No.7929/07
Ram Sunder Jaipuria Vs. Sanwarmal & Anr.

1.10.2007

Hon'ble Mr. Justice Mohammad Rafiq

Shri G.K. Garg for petitioner.

Heard learned counsel for the petitioner.

The petitioner has challenged the order dated 6.9.2007 passed by the Additional District Judge No.3, Jaipur City, Jaipur whereby that Court while allowing the application filed by the plaintiff-respondents under Section 151 CPC has permitted certain documents to be placed on record.

Learned counsel for the petitioner argued that one of the

documents i.e. the notices published in Rajasthan Patrika dated 17.10.2000 was wholly irrelevant because that was the notice which was filed before this Court and not before that Court. The other documents were also already produced by the defendant. This Court has earlier also in the Civil Misc. Application No.75/2006 directed the trial court for expeditious disposal of the matter. Even then the learned trial court has illegally permitted the aforesaid documents to be placed on record. The plaintiff merely for the purpose of delaying the proceedings in the suit is unnecessary producing the documents and witnesses / evidence to substantiate them.

While not interfering with the

order passed by the learned trial court, I deem it appropriate to direct that the learned trial court shall not grant unnecessary adjournments in future and keeping in view the earlier direction of this Court, ensure early disposal of the matter as the question that is required to be examined is limited only whether the ex-parte decree was correctly passed against the petitioner or not.

With these observations, the writ petition is disposed of.

(Mohammad Rafiq),J.

Rs/-